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BEFORE THE ARIZONA CORPORATION COMMISSION

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MIKE GLEASON, Chairman
WILLIAM A. MUNDELL
JEFF HATCH-MILLER
KRISTIN K. MAYES
GARY PIERCE

2008 FEB 22 P 12: 23

AZ CORP COMMISSION
DOCKET CONTROL

IN THE MATTER OF THE APPLICATION OF
TUCSON ELECTRIC POWER COMPANY FOR
THE ESTABLISHMENT OF JUST AND
REASONABLE RATES AND CHARGES
DESIGNED TO REALIZE A REASONABLE
RATE OF RETURN ON THE FAIR VALUE OF
ITS OPERATIONS THROUGHOUT THE STATE
OF ARIZONA.

DOCKET NO. E-01933A-07-0402

Arizona Corporation Commission

DOCKETED

FEB 22 2008

IN THE MATTER OF THE FILING BY TUCSON
ELECTRIC POWER COMPANY TO AMEND
DECISION NO. 62103.

DOCKET NO. E-01933A-05-0650

DOCKETED BY

nr

PROCEDURAL ORDER
And NOTIFICATION OF
INTERVENTION

BY THE COMMISSION:

By Procedural Order dated October 5, 2007, the Arizona Corporation Commission ("Commission") set the above-captioned matter for hearing to commence on May 12, 2008, and provided a schedule for filing pre-filed testimony.

On February 5, 2008, John O'Hare, a residential customer of TEP filed a Request to Intervene. No party objected to Mr. O'Hare's intervention.

On February 20, 2008, Commission Utilities Division Staff ("Staff") filed a Request for an Extension of Time for Filing Testimony because two of Staff's attorneys were unavailable due to personal and family medical emergencies. Staff requested a week's extension, from February 22, 2008, until February 29, 2008, to file its Direct Testimony.

On February 20, 2008, Tucson Electric Power Company ("TEP") filed a Response to Staff's Request. TEP in general opposes any extension of the schedule because of its declared need to have new rates in place prior to January 1, 2009. TEP is particularly concerned that the hearing date not change. However, due to the reasons for the requested extension, TEP does not oppose the extension

1 and suggested the following modification of the testimony filing deadlines:

	<u>Current</u>	<u>Proposed</u>
2 Staff/Intervenor Direct Testimony	February 22, 2008	February 29, 2008
3 Staff/Intervener Rate Design Testimony	March 7, 2008	March 14, 2008
4 TEP Rebuttal Testimony	March 25, 2008	April 1, 2008
5 Staff/Intervenor Surrebuttal Testimony	April 21, 2008	April 24, 2008
6 TEP Rejoinder Testimony	May 5, 2008	May 7, 2008
7 Pre-hearing Conference	May 8, 2008	May 8, 2008
8 Hearing	May 12, 2008	May 12, 2008

10
11 TEP's proposed modifications to the schedule are reasonable under the circumstances.

12 IT IS THEREFORE ORDERED that the testimony deadlines as set forth in the October 5,
13 2007 Procedural Order are modified as follows:

14 Staff/Intervenor Direct Testimony	February 29, 2008
15 Staff/Intervener Rate Design Testimony	March 14, 2008
16 TEP Rebuttal Testimony	April 1, 2008
17 Staff/Intervenor Surrebuttal Testimony	April 24, 2008
18 TEP Rejoinder Testimony	May 7, 2008

19
20 IT IS FURTHER ORDERED that the Ex Parte Rule (A.A.C. R14-3-113 - Unauthorized
21 Communications) continues to apply to this proceeding and shall remain in effect until the
22 Commission's Decision in this matter is final and non-appealable.

23 IT IS FURTHER ORDERED that John O'Hare's request to intervene is granted.

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26 ...

IT IS FURTHER ORDERED that the Presiding Officer may rescind, alter, amend, or waive any portion of this Procedural Order either by subsequent Procedural Order or by ruling at hearing.

DATED this 21st day of February, 2008.


JANE L. RODDA
ADMINISTRATIVE LAW JUDGE

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